

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Police – Mercy petition of Sri M. Sateesh Kumar, PC 867 of 4th Bn., APSP, Warangal, against the punishment of PPI for three years with cumulative effect – Set-aside – Orders – Issued.

HOME (SERVICES-II) DEPARTMENT

G.O.Rt.No.1376

Dated:20 -8 - 2011

Read the following:

- 1) Reprn. of Sri M. Sateesh Kumar, PC 867 of 4th Bn., APSP, Warangal, dt.nil., received through M(Home) with No.6603/M(Home)/2011, dt.21-2-2011
- 2) Govt. Memo.No.5626/Ser-II/A1/2011, dated:4.3.2011.
- 3) From the DGP, AP, Hyd. Lr.Rc.No.769/Apl-4/2011, Dated: 30-5-2011.

ORDER:

In the reference 1st read above, Sri M. Sateesh Kumar, PC 867 of 4th Bn., APSP, Warangal, has requested the Government to set aside punishment of PPI for three years with cumulative effect, duly treating the desertion period 3.12.2004 to 18.3.2005 as "Committal leave".

2. In the reference 3rd read above, the Director General of Police, Andhra Pradesh, Hyderabad, has informed that Sri M. Sateesh Kumar, PC 867 of 4th Bn., APSP, Warangal was handed upon a major charge under Rule-20 of APCS (CC&A) Rules, 1991 involving an O.E. for the following delinquency:-

"For his gross neglect of duty in overstaying after availing (5) days CL / permission with effect from 3.12.2004 AN to 8.12.2004 AN, extension for (7) days from 9.12.2004 to 15.12.2004 and thereby deserting from force with effect from 16.12.2004."

3. The Asst., Commandant, 4th Bn., APSP, who was appointed as E.O. to conduct O.E. against the charged officer held the charge as proved. Agreeing with the findings of the E.O., the Disciplinary authority i.e., the Commandant, 4th Bn., APSP, Warangal duty following the procedure prescribed in the APCS (CC&A) Rules awarded the punishment of PPI for a period of three years with cumulative effect on his future increments and pension, besides the period of (5) days CL w.e.f 3.12.2004 AN to 8.12.2004 AN, extension for (7) days with effect from 9.12.2004 to 15.12.2004 AN and the desertion period w.e.f. 16.12.2004 to 18.3.2005 AN was treated as leave without pay, in proceedings No.6/OE/A6/2005 (DO.No.107/2006), dated: 16.1.2006.

4. The appeal and revision petitions were considered and rejected by the concerned authorities in their proceedings dated: 17.7.2008 and 29.12.2008 respectively. As the individual has exhausted all channels of remedies provided in APCS (CC&A) Rules, the individual has submitted mercy petition to the Government.

5. After careful examination of the entire matter, with the records made available, Government have considered the request of Sri M. Sateesh Kumar, PC 867 of 4th Bn., APSP, Warangal, and hereby set aside the penalty of PPI for 3 years with cumulative effect, awarded by the Disciplinary authority i.e., the Commandant, 4th Bn., APSP, Warangal. The period of absence including desertion shall be regularized as leave which the said individual was entitled to or EOL, as desired by the individual.

6. The original records, received in the reference 3rd read above, are herewith returned to the Director General of Police, A.P., Hyderabad, and he is requested to acknowledge the receipt of the same.

7. The Director General of Police, A.P., Hyderabad, is requested to take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.GAUTAM KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, A.P., Hyderabad (w.e.)
The Individual Concerned through the DGP, A.P., Hyderabad
Copy to
The Commandant, 4th Bn., APSP, Warangal.
SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER